

KEVIN V. RYAN, SBN 118321
 United States Attorney
 LUCILLE GONZALES MEIS
 Regional Chief Counsel, Region IX,
 Social Security Administration
 DENNIS J. HANNA, SBN 184475
 Special Assistant United States Attorney

333 Market Street, Suite 1500
 San Francisco, California 94105
 Telephone: (415) 977-8943
 Facsimile: (415) 744-0134

Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

KATHY D. PROFIT,

Plaintiff,

v.

LINDA S. McMAHON¹,
 Acting Commissioner of
 Social Security,

Defendant.

CIVIL NO. C-06-3572-JSW

STIPULATION AND ORDER AWARDING
 ATTORNEY FEES UNDER THE EQUAL
 ACCESS TO JUSTICE ACT (28 U.S.C.
 § 2412(d)) AND COSTS (28 U.S.C. § 1920)

IT IS HEREBY STIPULATED by the parties, through their undersigned counsel, subject to the approval of the Court, that counsel for Plaintiff be awarded attorney fees under the Equal Access to Justice Act in the amount of FOUR THOUSAND ONE HUNDRED AND FIFTY DOLLARS AND NO CENTS (\$4,150.00) and costs in the amount of THREE HUNDRED SEVENTY TWO DOLLARS AND FOUR CENTS (\$372.04). This amount represents compensation for all legal services rendered on behalf of Plaintiff by counsel in connection with this civil action for services performed before the

¹ On January 20, 2007, Linda S. McMahon became the Acting Commissioner of Social Security. Pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Linda S. McMahon should be substituted, therefore, for Commissioner Jo Anne B. Barnhart as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 district court in accordance with 28 U.S.C. §§ 1920 and 2412(d).

2 This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA attorney fees
3 and does not constitute an admission of liability on the part of Defendant under the EAJA. Payment in
4 the aforementioned sum under EAJA shall constitute a complete release from and bar to any and all
5 claims, rights, causes of action, liens or subrogated interests relating to attorneys fees and costs incurred
6 in this action under EAJA.

7 The settlement of Plaintiff's claim for EAJA attorney fees does not preclude Plaintiff's counsel
8 from seeking attorney fees under 42 U.S.C. § 406(b) of the Social Security Act, subject to the offset
9 provisions of the law.

10 Respectfully submitted,

11 Dated: February 5, 2007

/s/ Harvey P. Sackett

(As authorized via e-mail on February 5, 2007)

HARVEY P. SACKETT
Attorney for Plaintiff

14 Dated: February 1, 2007

KEVIN V. RYAN
United States Attorney
LUCILLE GONZALES MEIS
Regional Chief Counsel, Region IX
Social Security Administration

17 
18 DENNIS J. HANNA

Special Assistant United States Attorney

22 IT IS SO ORDERED:

24 Dated: February 5, 2007

25 
THE HONORABLE JEFFREY S. WHITE
United States District Judge